19

Department of

OFFICE Board of Revenue
LR Instt

STATION Chhatarpur

No. 1746

Dated 6. 8. 23.

To whom sent		Date	Initial
Collr Sauth Canara	Given for copying	6 8 23	2.50 per RR
	Copied		
	Examined		
	Signed		
	Given for despatch	8	
	Despatched	7/8	
	Indexed		
Pages in the	To be des		

(SUBJECT.)

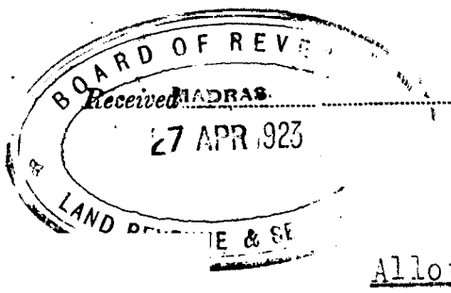
Canara

Taccavi to South Canara for Manufacture Loan - Baraga Kapekar village - Dakshina Kannada Dist - Request for extension of time refused

* Not to be filled in the case of permanent records.

1,68,370 8-4-19.

REVENUE **DEPARTMENT.**



Received MADRAS ..... 191 . *Registered* B 1892 191

Subject.

Allowance - Tasdik (South Kanara) - angalore Taluk - Badaga Kajekar village - Institution No.382 - Readmission with arrears - Recommended.

ENCLOSURES.
No.
Spare copies

R.O.C. No. 1701-23-E.1.

Station Karkal, *Dated the* 20th April 1923

From (*Name*) G.W. Wells, Esquire, M.A., I.C.S.,
(*Designation*) Ag. Collector of S. Kanara.

To The Secretary to the Board,
Land Revenue & Settlement, Madras.

Sir,

The allowance of Rs.5-3-2 per annum payable under the Beriz deduction system to institution --- No.382, Karanta Mahadeva, has been held in deposit since Fasli 1323 on the ground that the sanad of --- moktessorship produced by the trustee was signed by only two out of three members of the temple ------- committee concerned. This was not a valid reason for withholding the tasdik allowance, since there - was a vacancy of one member, and a vacancy of one --- members does not suspend the committee - please see

I.L.R.39, Madras, pages 718 and 719. The enquiry held through the Tahsildar shows that the institution has been in good condition and services therein have been regularly performed all along. I, therefore, beg to recommend that the institution may be readmitted with arrears from Fasli 1327 (1917-18) subject to the usual conditions mentioned in the note to B.S.O. 67-2, Volume 168, Vol I

for Ag. Collector. 25.4.23

M.S.R./24-4. 25.4.23

25-4-23 25.4.23

B 1682

XII-1 S A.S.

Ques (xxxx)

questioned

30 4 23 25.4.23

Today

Before sanctioning the repayment of the withheld allee, it seems desirable to know why the Sanad or Muktesar was signed only by two out of the three members of the temple Committee & why the third member's place has been left vacant all these 9 years. It seems desirable necessary to make sure that there is no valid dispute by the trustee drawing the allee. If there is no such valid dispute there is no reason why the allee should have been left unclaimed all these years. The Collr's letter is very brief.

To The Collector of S Kanara

11-45 MS 7/5

FOR MEMBER

R, W.6. 9/11
T2 11.7. 2nd 8/11

Subject.—

R. F. XXII-A-19—21,580—12-16.

Allowance. Tasdik (S Kanara
Mangalore Tk - Badaga Kajekar
vill. Instn no 382. Readmission
with arrears

READ AGAIN B.P., No. _____ dated _____ 191

" " " _____ " " _____ 191

READ ALSO :—

Register No. _____, From the B 682 _____, No. _____, dated _____ 191

" " _____ " " _____ " _____ " _____ 191

" " _____ " " _____ " _____ " _____ 191

Reference

~~RESOLUTION~~. B No. 682/23-1 dated 7-5- 1923

Remind 10-6-23

The Coll is requested to report why the Sanad of Moktesar was signed by only two out of the three members of the temple Committee and why the third member's place has been left vacant all these 9 years. Unless there was some valid dispute to the trustee drawing the allowance there could be no reason why the allowance was left-

4

unclaimed all these years. The Colls should ascertain and report if there was any such dispute

(from order on p 2 of)

fa 5-5-23

5-5-23

5/5/23

To

The Coll of Kanara

DISTRICT TREASURY
15 JUL 1923
SOUTH CANARA

Board of Rev Department.

Revenue Branch.

REMINDER. //

BOARD OF REVENUE
18 JUL 1923
REVENUE DEPT.

REPLY.

To

The Collr of
S. Canara

To
THE Board of Revenue
and Rev., & Settlement
Madras.

~~has the honour to invite~~
The undersigned is directed to invite
~~invites~~

attention to the communication noted in the margin and to request that this reminder may be returned ~~at once~~ early with information as to—

No. B. 1682/23-1, dated 17.5.23.

(1) the stage at which the matter now is,

(2) the date by which a reply ~~may be~~ expected and

(3) the circumstances which have caused the delay.

2. It is requested that the reply to this reminder may be sent not later than

Last reminder of 12.6.23. was answered with a reply.

Office Board of Rev
Station Chepauk
Dated 6.7.23.
6/7/23
11.7.23

Signature.
Designation.

Reminded.

As the further report recd from the Tahsildar did not contain all the information necessary, a further report has been called for. A complete report will be submitted so as to reach the Board by the end of this month.

16/7

SUBJECT.

Mopla Outb. (S. Kara) Mangalore Tq. Mangalore Dist. Order to Collector Badaya rajakar &c. - Outb. No. 382 - 26.9.23.

Re remission with arrears.

16.7.23

Prof
6/7.

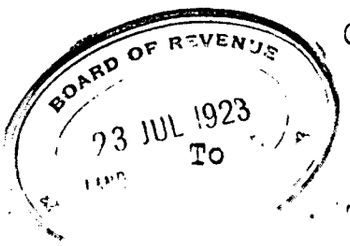
Files of the Coll reminded again on 16.8.23 if necessary
16.7.23
16.7.23
2007

R.O.C 1701-23-E1. South Kanara Collector's office,

B 2862 Camp Coondapoor, 18th July 1923

From

G. W. Wells, Esquire, M.A., I.C.S.,
Collector of South Kanara.



To

The Secretary to the Board,
Land Revenue & Settlement,
M a d r a s.

Sir,

Allowance - Tasdik (South Kanara) - Mangalore Taluk - Badaga Kajekar village - Institution No.382 - Readmission with arrears - further information reported.

Reference:- Board's reference No.B.1682/23-1, dated 7th May 1923.

The Tahsildar of Mangalore reports that the ----- temple committee in question was incomplete with only --- two members for only about a year from January 1922 to -- January 1923 and that before that period, during the nine years in question, the committee was at no time incomplete for a period exceeding 2 or 3 months. He adds that the trustee failed to produce a sanad signed by all the three members inspite of the orders issued in Taluk Dis.Nos. -- 1020 D/Rev.17, dated 5th September 1917 and 535 D/Rev.20, - dated 31st May 1920 and that there was no valid dispute - about the trustee drawing the allowance.

Your obedient servant,

For Collector.

M.D'S.20/7.

Allower 2.a'1. (S. Kaca) Mangalore Vs -
Badaya Kayaka Vs - Instn no 382 - Readjustment
with arrears - Decided

Read B. 682
Ref 1682/23-1 dt 7-5-23 - pp 1-2
B 2862 pp 3-4
pp 6. Supra } R.

Res (Ms)

In the circumstances reported by the Coll
Bd accepts the recommendation with
arrears from the date of the condemnation specified in
the Note to S.O. 67(2). of Instruction no 382.
Badaya Kayaka Vs - Mangalore Vs

To the C.M. M.R. Kasaragod

Subject.—

Allowance

FOR MEMBER

Jandeik (S. Kanara). Mangalore 44

Badaga Rajakar etc - Inam no 882 -

Readmission with arrears. Sanction -

Refused

READ AGAIN B.P., No. _____, dated _____ 191 .

" " " _____, " _____ 191

READ ALSO :—

Register No _____, From the B 1682/23 } Ref B 1682/23-1. } , No _____, dated _____ .

" " " " B. 2862 " " " 19 .

" " " " " " " 191

RESOLUTION. (Revn). No. 1746, dated 6. 8. 23 191

The attention of the Collr. S. Kan
is invited to B. Clause (i) of S.
Para 7 & Para 1 of B.S.O.
no 67, and he is informed -
as there has been a clear case of
that is the circumstances reporte
neglect, his recommendation to pay
the arrears is not accepte

Revn (7.0.).
3/8.
N.A.
3-8-23
4/8/23

Dy of South Kanara.

Subject:— Allowance - Fasdik - (S. Kanara) - Mangalore Tk - Ba. - daga Kajekar Village - Institution No 382 - Re-admission with arrears.

From

The Collector of S. Kanara.

fpp 1-2 C.F (1) Regr No. B 1682-23

fpp 3-4 C.F (2). Board's Reference dy 7-5-23

fr 6 C.F (3) Collr's reply. No B2862-23

To

A.S.

For orders.

The allowance of Rs 5-3-2 due to the institution has been held in deposit from fasli 1323 (1913-14) (c) for more than six years & it should have been struck off the registers & all arrears forfeited under para 7 of BSO No. 67 p 168, Vol: I. The fact that the case was not struck off the registers does not affect the question & it should be considered to have been removed from the registers. (Vide para 1 of BP 1903 dt. 11.11.66) (V)

The Collr now re-

fpf 1-2 C.F commends the re-admission

of the claim & the payment
of the arrears from ... 1327 ... p 2 c.
1917-18) - The Bally has not
assigned any reason for non-
payment of the arrears for
years 1323, 1324, 1325 & 1326.

The question for con-
sideration is whether the
claim should be re-admitted
& the arrears paid as recommended
by the Bally. Under para 7 of ... L 110 Vol I
BSO No 67, claims to lapsed allowan.
can be readmitted by the Board
if the failure to apply for pay-
ment arose not from neglect
but from disability
(ii) if the institution was in good
condition & the service properly
rendered during the period for
which they were left undrawn.
In this case, condition (ii)
has been satisfied - (Vide p 2
of the current file). As regard
condition (i), it is observed from
the Bally's letter that the Trus
failed to produce a same
signed by all the members of
the temple committee, authorizing
Drawn

(104)

sum to receive payment from the treasury, in spite of the orders issued by the Sahr in 1917 & 1920, & that there was no valid dispute about the trustee drawing the allowance. This shows that the failure to apply for payment is due to neglect In such cases, the Board has refused the claim for re-admission. Vide note & orders in BP Nos 4184 (A) & BP 4 31.10.13

1903 (V).
8.11.06

Following the precedents in (A) and (V), the Collr may be requested to inform the claimant that his recommendation to pay the arrears cannot be accepted

SR
24/8/23.

Sr Ia pm.
Sup A clear case for approval.

Sr
2.8.23

A.S.

Asst Subd

Rej
3/8

Sr
4/8/23

NS